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At the United State District Court of the Eastern District of New York, held in said courthouse located at 225 Cadman Plaza E., Brooklyn, New York, on the day of March 2006.

PRESENT:

Magistrate Kiyo Matsumoto

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CAROLYN LOPEZ, individually and as
administratrix of the estate of
CARLOS LOPEZ, deceased,

Plaintiff,

-against-

THE CITY OF NEW YORK, and "JOHN DOES,"
whose identities and numbers are
presently unknown but who represent police
officers and non-uniformed police employees of
defendant CITY OF NEW YORK, both in their
individual and official capacities,

Defendants.

Docket No.: CV-05-3624 (ARR) (KAM)

ORDER TO PRODUCE
AND ADMIT FOR
PURPOSE OF TAKING A
DEPOSITION IN A CIVIL
CASE

-----X
Upon the application of The Cochran Firm, attorneys for the plaintiff,
CAROLYN LOPEZ, and upon the consent of Alan Scheiner, Assistant Corporation
Counsel, attorneys for the defendants, it is hereby

ORDERED, that the warden of Riker's Island Penitentiary and the New York
City Department of Correction shall on March 20, 2006, at 11:00 A.M. or an
alternative date that is mutually convenient, admit into the Bernard C. Kerik facility in
the attorney interviewing room, upon showing of government issued identification for
the purpose of deposing inmate ANTHONY KIRBY a/k/a ANDREW GOLDEN,
Corrections Book and Case No. 141056082, date of birth June 17, 1983, the

following persons: Alan Scheiner of the Corporation Counsel's office, Derek Sells of the Cochran Firm and a stenographer from Diamond Reporting Service and a videographer; and it is further

ORDERED, that the warden of Riker's Island Penitentiary and the Department of Corrections is hereby directed to produce inmate ANTHONY KIRBY A/K/A ANDREW GOLDEN, Corrections Book and Case No. 141056082 at the Bernard C. Kerik facility for purposes of being deposed; and it is further

ORDERED, that the Department of Correction is hereby directed to permit the stenographer and videographer to bring in said attorney interviewing room electronic equipment necessary to record and/or transcribe the deposition, and it is further

ORDERED, that the warden of Riker's Island Penitentiary and/or the Department of Correction shall make available for use by the parties at said deposition a VHS player and TV monitor, if available, or notify said parties in advance that they may make arrangements to bring to the Bernard Kerik facility their own VHS player and TV monitor.

ENTER: So ordered:

6-27
Magistrate Kiyō Matsumoto

3/2/06

THE COCHRAN FIRM

New York, New York



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March 2, 2006

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Magistrate Kiyo Matsumoto
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York


Re: Lopez v. The City of New York, et al
Docket No.: CV-05-3624

Dear Magistrate Matsumoto:

Pursuant to the telephone conversation defense counsel and I had with you earlier today pertaining to the above matter, enclosed is a revised Order pertaining to the above matter.

Thank you for your consideration and prompt attention to this request.

Respectfully submitted.


DEREK S. SELLS

DSS:vmg
Enc.

cc: Alan Scheiner, Esq.
Assistant Corporation Counsel

P.S. This letter is being faxed with permission from Chambers.